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8
9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 DEUTSCHE BANK NATIONAL TRUST
12 COMPANY AS TRUSTEE FOR MORGAN
13 STANLEY ABS CAPITAL I INC. TRUST
2006-NC5, MORTGAGE PASS-THROUGH
14 CERTIFICATES, SERIES 2006-NC5, a
California Corporation,

15 Plaintiff,

16 vs.

17 5916 POST MOUNTAIN TRUST, a Nevada
18 Trust,

19 Defendant.

Case No.: 2:15-cv-02420-APG-GWF

**STIPULATION AND ORDER FOR
EXTENSION OF TIME TO FILE
RESPONSIVE PLEADING TO
COMPLAINT FOR QUIET TITLE AND
DECLARATORY RELIEF**

(First Request)

20 IT IS HEREBY STIPULATED AND AGREED, by and between the parties, defendant 5916
21 POST MOUNTAIN TRUST (“Defendant”) and plaintiff DEUTSCHE BANK NATIONAL TRUST
22 COMPANY AS TRUSTEE FOR MORGAN STANLEY ABS CAPITAL I INC. TRUST 2006-
23 NC5, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2006-NC5 (“Plaintiff”), through
24 their undersigned counsels of record, that the deadline to file a responsive pleading to Plaintiff’s
25 complaint for quiet title and declaratory relief (Dkt. No. 1), filed on December 18, 2015, shall be
26 continued for fourteen (14) days, until February 24, 2016. In light of the Nevada Supreme Court’s
27 recent decision in *Shadow Wood HOA v. N.Y. Cmty. Bancorp.*, 132 Nev. Adv. Op. 5 (Jan. 28, 2016),
28 the requested extension is necessary to allow Defendant sufficient time to review and appropriately

1 respond to Plaintiff's complaint. This is the parties' first request for an extension and is not
2 intended to cause delay or prejudice to any party.

3 DATED this 9th day of February, 2016.

DATED this 9th day of February, 2016.

4 **MAIER GUTIERREZ AYON**

WRIGHT, FINLAY & ZAK LLP

5 /s/ Margaret E. Schmidt

/s/ Chelsea A. Crowton

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Trust Company as Trustee for Morgan Stanley
ABS Capital I Inc. Trust 2006-NC5, Mortgage
Pass-Through Certificates, Series 2006-NC5*

13 **IT IS SO ORDERED.**

14 *George Foley Jr.*

15 GEORGE FOLEY, JR.

16 United States Magistrate Judge

17 DATED this 10th day of February, 2016.